

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

)
MARIA ALEJANDRA CELIMEN SAVINO)
and JULIO CESAR MEDEIROS NEVES,)
)
Petitioners-Plaintiffs,)
) **20-cv-10617 WGY**
v.
)
THOMAS HODGSON, et al.,)
)
Respondents-Defendants.)
)

DEFENDANTS' NOTICE OF TRANSFER OUT OF BRISTOL

Respondents-Defendants hereby provide the Court and opposing counsel with notice that **Oscar Alvarez-Silva** (for removal to Mexico) and **Eduardo Alonso Tejada-Alarcon** (for removal to El Salvador) will be transferred out of the Bristol County House of Corrections on September 1, 2020 or shortly thereafter.¹ They have been tested for COVID-19 using an FDA-approved RT-PCR test received negative results.² With those transfers, the number of immigration detainees remaining at Bristol County House of Corrections will be 41.

¹ Tejada-Alarcon is separately represented in his immigration proceedings where he withdrew his appeal and expressed his desire to be removed as soon as possible. *See Exhibit A* hereto.

² FDA has approved a number of vendors' tests on an interim basis pursuant to what it calls an Emergency Use Authorization or "EUA." Upon information and belief, this is a fast-track review process that does not lead to a complete approval, but instead a temporary emergency approval in light of the pandemic. *See, e.g.*, <https://www.fda.gov/emergency-preparedness-and-response/mcm-legal-regulatory-and-policy-framework/emergency-use-authorization> (accessed 5/28/20). Defendants understand the Court's order to include EUA-approved tests as acceptable.

Respectfully submitted,

ANDREW E. LELLING,
United States Attorney

By: */s/ Thomas E. Kanwit*
Thomas E. Kanwit
Michael Sady
Assistant U.S. Attorneys
U.S. Attorney's Office
John J. Moakley U.S. Courthouse
1 Courthouse Way, Suite 9200
Boston, MA 02210
(617) 748-3100
thomas.kanwit@usdoj.gov

August 28, 2020

CERTIFICATE OF SERVICE

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF).

Dated: August 28, 2020

/s/ Thomas E. Kanwit
Thomas E. Kanwit